

ASSEMBLY BILL

No. 1255

Introduced by Assembly Member Tom Berryhill

February 27, 2009

An act to amend Section 52324 of the Food and Agricultural Code, relating to agriculture.

LEGISLATIVE COUNSEL'S DIGEST

AB 1255, as introduced, Tom Berryhill. Agricultural seed: county seed enforcement subventions.

Existing law, the California Seed Law, provides that the Department of Food and Agriculture may pay counties an annual subvention for costs incurred in the enforcement of provisions of law relating to seed identification and quality. Existing law provides, pursuant to those provisions, that the subvention to counties be annually apportioned, as provided, according to whether the county has registered seed labelers. Existing law repeals that provision on January 1, 2010.

This bill would extend the operation of these provisions to January 1, 2015.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 52324 of the Food and Agricultural Code
- 2 is amended to read:
- 3 52324. The subvention program under Section 52323 is an
- 4 optional program available to counties. The subvention to counties
- 5 under Section 52323 shall be annually apportioned as follows:

1 (a) At the discretion of the secretary and upon recommendation
2 of the Seed Advisory Board, counties with no registered seed
3 labelers may annually receive one hundred dollars (\$100).

4 (b) Counties with registered seed labeler operations shall receive
5 subventions based upon units of enforcement activity generated
6 by the registered seed labeler operations within the county and
7 upon the performance of enforcement activities necessary to carry
8 out this chapter. The units of activity shall be determined by the
9 secretary, taking into consideration the number of lots and kinds
10 of seed labeled by each registered seed labeler operation within
11 the county. The rate per unit of activity shall be established by
12 dividing the total statewide units of activity into the annual funds
13 available to the counties under Section 52323 after deducting the
14 amount required for subventions in subdivision (a). Apportionment
15 to individual counties shall be based upon the county's total units
16 of activity performed times the established rate.

17 This section shall remain in effect only until January 1, ~~2010~~
18 2015, and as of that date is repealed, unless a later enacted statute,
19 that is enacted before January 1, ~~2010~~ 2015, deletes or extends
20 that date.